Highest temperature yesterday, 34; lowest, 19.

NEW YORK, FRIDAY, JANUARY 13, 1922.—ENTERED AS SECOND CLASS MATTER.

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best of The Sun intertwined with it, and

the whole revitalized, is a bigger and better and sounder newspaper than ever before.

# BRIAND QUITS, POINCARE IS CALLED TO HEAD FRENCH CABINET; CRISIS IS LIKELY TO DELAY EUROPEAN PEACE ADJUSTMENTS; SENATE SEATS NEWBERRY 46-41 BUT CENSURES VAST SPENDING

## UNTERMYER HINTS GENERAL ELECTRIC HIDES HUGE PROFITS

\$187,000,000 Plant Listed as \$66,000,000, Less Than Year's Additions.

BOOKKEEPING IS SCORED

Warns Companies to Smash Secret Compact Relating to Sales Prices.

Samuel Untermyer, counsel to the Lockwood Legislative Committee on pleting his effort to show the existence of a highly profitable monopoly scent bulbs enjoyed by the and 1920, which showed that while mately \$187,000.000, the figure stood on Senate of the United States. pany's books on December 31, 1920 at \$66,536,682,53.

account to evade the excess profits or or without his knowledge and cor any's plant account each proved." year during the period mentioned.

what was interpreted as a warning to Walter Cary, vice-president of the Westinghouse Electric and Manufacturing Company, that its price fixing arrangement on bulbs with the General Electric Company might be made the subject of special consideration by the committee. Mr. Cary, on the stand, had remarked that if the Westinghouse company allowed its agent a greater commission than did the General Electric Company, as an inducement to sell bulbs cheaper, it would be in violation of the agreement with the General Electric Company.

"Yes," replied the committee's lawyer,
"smash it to pieces. If you don't, we
will do it for you."

Seeks \$15,000,000 in Profits.

Mr. Unternyer holds that besides the \$15,000,000 written off the General Electric's plant account in 1220 and \$15,000,000 additional profits that he would like to trace were added to the admitted profit of \$26,000,000 it would prove his contention that the company made approximately 100 per cent profit in its bulb business.

mately 100 per cent. profit in its bulb business.

Charles W. Appleton, a former City Magistrate, counsel for the lamp committee of the General Electric Company, who was present at the hearing, dold a reporter later that all the company's charges to depreciation during the twar had become constructed during the war had become constructed during the war had become obsolete and useless and that the depreciation on certain kinds of electrical machinery ran much higher than on other types, and on bulb mas 20 or 25 per cent. a year.

At the end of the formal hearing Mr. Appleton and Edgar T. Brackett, former State Senator from Saratoga, also of counsel to the General Electric Company, but neither party to it would say or intimate what was discussed.

Mr. Newberry manifested the greatest uneasiness. They were especially convenience especially convenience of the factories of the factories constructed during the war had become obsolete and useless and that the depreciation on certain kinds of electrical machinery frequently was as high as 20 or 25 per cent. a year.

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for 1920 was excessive, it would reduce the profits to that extent, wouldn't it?"

"Undoubtedly."
"So that the paper profits would be defective as compared with the real profits, wouldn't they, to that extent?"
"If it were demonstrated that the depreciation rates were excessive."
"You know, do you not, that the usual write-off on plant account of buildings in about 3 per cent., isn't it?"
"I cannot make any such admission, because it might vary. It depends upon

Continued on Page Seven.

ATLANTIC COAST LINE,—Miami, Paim Beach—"Fiorida Special," Train de Luse; ng extra fare: 8:30 P. M. daily. Office 1246 Broadway (32d St.). Tel. Longacre 5865.—Adv. Theatrical and Hotel and Restaurants.

### **5 PROGRESSIVES HELP** REPUBLICANS DEFEAT **OUSTER RESOLUTIONS**

Borah and the Democrats Make Bitter Attacks on Final Resolution to Dismiss Ford Contest and Uphold Michigan Senator-Vote Is Recorded Four Times Without a Change.

By LOUIS SEIBOLD.

For the thirteenth time since the establishment of the Governmen the United States Senate to-day passed judgment on the fitness of the representative of a State to hold a seat in that body.

By a vote of 46 to 41, recorded four times without a single change Truman H. Newberry, accused of having been corruptly elected a Senator from the State of Michigan, was declared to be entitled to sit with the other members of the body. The decision of the Scnate, which was rendered under dramatic and at times exciting circumstances, was couched in phrases so remarkable and unprecedented as to inspire Senator Borah, one of Mr. Newberry's opponents, to characterize the result of the indorsement as "a brand of shame."

The statement of the Idaho Senator was provoked by the resolution an analysis of the company's financial seating Mr. Newberry, which was perfected by an amendment offered by statements for the years 1918, 1919 Senator Willis of Ohio. The resolution read:

"(1) That the contest of Henry Ford against Truman H. Newberry tely \$76,000,000 had been be and it is hereby dismissed.

"(2) That Truman H. Newberry is hereby declared to be a duly elected new plants and improvements, which Senator from the State of Michigan for the term of six years commencing nade the total plant account approxi- on the fourth day of March, 1918, and is entitled to hold his seat in the

"(3) That whether the amount expended in this (Michigan) primary Mr. Untermyer did not make the direct charge that the company's profits in these three years were written of or applied to a depreciation reserve. The expenditure of such excessive sums in Lehalf of a candidate either with

Vote in the Senate

on Seating Newberry

New York Herald flurean. | Washington, D. C., Jan. 12. | IE vote on seating Senator Newberry was: FOR SEATING.

Ball (Del.), Brandegee (Conn.), Bursum (N. M.), Calder (N. Y.),

nins (Iowa), Curtis (Kan.), Dil-

lingham (Vt.), Edge (N. J.), El-kins (W. Va.), Ernst (Ky.), Fer-nald (Me.), France (Md.), Freling-tuysen (N. J.), Gooding (Idaho).

(Nev.), Page (Va.), Pepper (Pa.), Phipps (Col.), Poindexter (Wash.), Shortridge (Cal.), Smoot (Utah), Spencer (Mo.), Standfield (Ore.), Sterling (S. B.), Townsend (Mich.),

Wadsworth (N. Y.), Warren (Wyo.), Watson (Ind.), Weller (Md.) and Willis (Ohio), Total, 46.

Democrats.

AGAINST SEATING.

Borah (Idaho), Capper (Kan.) Jones (Wash.), Kenyon (Iowa), Ladd (N. D.), La Follette (Wis.), Norbeck (S. D.), Norris (Neb.),

Democrats.

Dial (S. C.), Fletcher (Fla.), Gerry (R. I.), Glass (Va.), Harris (Ga.),

Harrison (Miss.), Heffin (Ala.) Hitchcock (Neb.), Jones (N. M.), King (Utah), McKellar (Tenn.), Myers (Mont.), Overman (N. C.), Owen (Okla.), Pittman (Nev.),

Owen (Okia.), Pittinan (Nev.), Pomerene (Ohio), Ransdell (La.), Robinson (Ark.), Sheppard (Tex.), Shields (Tenn.), Simmons (N. C.), Smith (S. C.), Swanson (Va.), Trammell (Fla.), Underwod (Ala.)

Ashurst (Ariz.), Broussard (La.)

Norbeck (S. D.). No Sutherland (W. Va.).

the income tax. He left that intima- sent being contrary to sound public demanding in dramatic policy, harmful to the honor and digfashion of Douglas Dewar, a certified nity of the Senate and dangerous to public accountant employed by the the perpetuity of a free government, General Electric, who had authorized such excessive expenditures are hereto write off huge proportions of by severely condemned and disap-

The vote by which the seating of After showing that the company had expended during 1920 more than \$31,000,000 for additional land, buildings, machinery and equipment, and that 50 per cent. had been written off plant account and added to reserve, aithough the usual annual allowance for depreciation for this class of property has been about 3 per cent. Mr. Untermyer asked Mr. Dewar:

"So we have a plant that cost \$187,000,000 written down to \$66,000,000. Has that anything to do with the excess Mr. Newberry was accomplished de-"So we have a plant that cost sort, of the property of the pro

Popular interest in the controversy precipitated by the aggressive attempt of Henry Ford, the motor car manu-facturer, to oppose Mr. Newberry for the Senate was shown by the crowded galleries and a fairly large attendance from the House of Representatives.

During the seven hours of debate

brought by Mr. Ford more than forty Senators participated and some pretty strong language was used by both

to Senator Spencer's resolution seating Mr. Newberry he spent some time with the President at the White House "on patronage matters." The other day the President took occasion to express his to "quit for heaven's sake."

But Berdine kept on. He played all day. He poked the end of the hern out of the window and let it go for all he was worth. And he played the same tune all day.

Delegations of neighbors offered rewards if he would quit. He refused. At dusk he was still playing "Home, Sweet Home," and the neighbors had him arrested. belief in Mr. Newberry's integrity.

Democrata Seek Delay.

While the supporters of Mr. Newberry

rested.

He didn't know how to play, said the neighbors, but Berdine played "Home, Sweet Home" for Magistrate Sullivan, and the Magistrate was so affected he discharged him. Deerfoot Farm Sausages. Try them the difference in flavor and quality, pound packages, parchment wrapped.

# WITH TAXICAB AID

and Patients Leave Through Morgue.

TWO BARS ARE SAWED FIGURES ARE CONFLICTING

Pajamas Arouse Chauffeur's Dealers Declare Charges Are Suspicion but He Notifies Police Too Late.

he had just driven five men from an leged misrepresentation in the sale entrance of Bellevue Hospital, at First a necklace said to have brought

o'clock," said Kornblick, "and told me sented to them that the necklac to drive to Bellevue Hospital. They brought only \$825,000, and that the and then two of them went into the large share of their profits from the nospital, coming out about an hour transaction. later with three other men who wore

nurse, noticed that three of the men in the prison ward were not in their obtained.

They received \$300,000 on account then.

three men had fled down the fire escape on the second floor of the prison ward, after two bars on a window had been back to make an opening about 15 by 8 inches through which they slipped. The men who hired Kornblick's taxi-

cab and who later went into the hos-pital through the general admittance office carried a bundle, which is believed the three prisoners. These men apparently went about the grounds until they iron railing of the escape and a concrete wall from observation,

Hale (Me.), Herrald (Okla.), Kellogg (Minn.), Keyes (N. H.), Lenroot (Wis.), Lodge (Mass.), McCormick (Ill.), McCumber (N. D.), McKin-ley (Ill.), McLean (Conn.), Mc Nary (Ore.), Nelson (Minn.), New (Ind.), Nicholson (Col.), Oddie

boptize the man who had remained in the tractated tool Kernhiller to drive to the tractated tool Kernhiller to drive to the tractated tool Kernhiller to drive to the second tool Kernhiller to the tractated tool Kernhiller to the tractated tool Kernhiller tool tool the colorest and and othered the chanfleur to go to waited or them let in foot. At Perty for Curifer, Inc., gave the action of the mind to foot. At Perty for Curifer, Inc., gave the action of the mind to foot. At Perty for Curifer, Inc., gave the action of the mind to foot. At Perty for Curifer, Inc., gave the action of the mind to foot. At Perty for Curifer, Inc., gave the action of the mind to foot. At Perty for Curifer, Inc., gave the action of the mind to foot. At Perty for Curifer, Inc., gave the action of the mind to foot. At Perty for Curifer, Inc., gave the action of the mind to foot. At Perty for Curifer, Inc., gave the action of the mind to foot. At Perty for Curifer, Inc., gave the action of the mind to foot. At Perty for Curifer, Inc., gave the action of the mind to foot. At Perty for Curifer, Inc., gave the action of the mind to foot. Inc. to the mind to foot. The mind to f

## 3 PRISONERS ESCAPE | CARTIER FIRM SUED BELLEVUE AT NIGHT IN SALE OF PEARLS PUT AT \$1,500,000

Plotters Supply Clothing, Benguiats, Seeking \$380,-000 in Deal, Refuse to Name Purchaser.

Preposterous and Offer Bills to Prove It.

street, Brooklyn, chauffeur of a Brown the largest jewelry firms in the United and White taxicab, walked into the States, was sued in the Supreme Court Thirtieth street station last yesterday by Leopold and Vitali Ben and Twenty-ninth street, to \$1,500,000. The sale was made under First avenue and Forty-fifth street, a contract with the Benguiat brothers "Three men bired my cab about 8 who allege that Cartier, Inc., represked me where the prison ward was jewelry house withheld from them a

The Bengulats allege that in May, 1920, ajamas."

they were in possession of the neckThe police notified the hospital aulace and made a sales agreement with

John Little, a chauffeur of 280 East \$200,000 more from Cartier when the Forty-fourth street; Michael Burke, alias Hickey, no home, and Arthur were to divide equally with the house Peiser of 3038 Third avenue, The Bronx. of Cartier whatever was obtained above After some time the detectives and a hospital officials learned that the ree men had field down the first the gether with \$7.762 which the more, tothe agreed selling price of \$500,000. They

ment that the necklace had been sold for \$825,000, but that out of the profit before division there had been paid a luxury tax of \$41,250 and traveling and other expenses of \$41,250.

Believe \$1,500,000 Was Price.

cuss the case yesterday, but Maurice attempts practically futile.

Leon, on behalf of Cartier, Inc., said: With M. Briand's fall Premier Lloyd

#### **BRIAND HOPES SUCCESSOR** WILL RENEW CANNES TALKS

OARIS, Jan. 12 (Associated Press).—Former Premier Briand this evening telegraphed Premier Lloyd George at Cannes expressing regrets and excuses to the members of the Supreme Council at his inability to return to the conference.

"In so far as this concerns you particularly, my dear Mr. Lloyd George. "continued the telegram, "I am particularly disappointed not to be able to finish with you the conversations we undertook in the interests of our two countries and that of the peace of Europe, and which I would have been so happy to conduct to a successful I hope my successor will renew them with you and that he will be more favored than I and can realize the objects we

M. Briand expressed regret that the Parliament and the country had not appreciated the value of the achievements at Cannes. Rene Viviani, former Premier, said: "Under present circum stances the life of a statesman in France is impossible. I fully approve M. Briand's attitude, but we shall do our best to help his successor in the work of restoring France."

M. Peret, President of the Chamber, said: "France is facing situation which is as gloomy as the darkest days of the war. When the Germans were at Chateau Thierry, M. Poincare (then President of the Republic), overlooking former personal differences between himself and M. Clemenceau, called in the man whom the country demanded. To-day if, as is freely said, there are differences of opinion between the President and the Republic and M. Poincare, our President is a big enough man to forget them.'

#### CANNES CONFERENCE BRITAIN DISMAYED BROUGHT TO AN END

Bound by Pact Favored by

Briand.

Will Disband. Awaiting

French Action.

By LAURENCE HILLS.

CANNES, Jan. 12 .- The bright rain-

bow of a speedy European reorgani-

created a situation without precedent,

returning to Paris to-night."

Blocks Entire Foreign Policy British Hold French Are and Delays Early European Adjustment.

COUNTRY BEHINDPREMIER PEACE QUESTION DELAYED

Believed in Lloyd George's Unable to Proceed, Delegates Policy as Against Militarism of France.

French political crisis with the utmost dismay and also with some semblance all that has been accomplished by the which was announced just as the The allegation that the necklace was series of hectic conferences, but blocks sold finally for a price of "more than the entire British foreign policy and having toa with the German delegates, shatters the hopes of an early adjust-

consequent return to normalcy. Officials to-night did not hesitate to also a settlement with the Germans. sale. They say also that on the accounting they were erroneously charged express despair. They feel that the
with \$5,000 for insurance, and that the only solution lies in the dissolution of
Supreme Council having adjourned afwith \$5,000 for insurance, and that the had sawed the bars and bent them back to make an opening through which a man could squeeze his body, and then Little, Peiser and Burke hurried to the window in their pajamas. They opened window in their pajamas window in their pajamas. They opened window in their pajamas window in their pajamas window in the dissolution of the Prench Chamber, which is called the Hearing the German delegates. Louis Doucheur, Minister of the Libmore than \$200.

David Leventritt is attorney for the prench Chamber, which is called the hearing the German delegates. Louis Doucheur, Minister of the Libmore than \$200.

David Leventritt is attorney for the pain the dissolution of the winh \$5,000 for insurance, and that the dissolution of the winh \$5,000 for insurance, and that the dissolution of the winh \$5,000 for insurance, and that the winh \$5,000 for insurance, and that the dissolution of the winh \$5,000 for insurance, and that the winh \$5,000 for insurance, and that the winh \$5,000 for insurance, and that the dissolution of the winh \$5,000 for insur & Levi are counsel for the defendant concern. Mr. Leventritt refused to dis-

Escaps Through the Morgue.

After the two men had gone into the hospital the man who had remained in the taxicab told Kornblick to drive to First avenue and Twenty-ninth street where he waited with the cas for against the house of Cartier were presented and Twenty-ninth street where he waited with the cas for against the house of Cartier were presented and Twenty-ninth street where he waited with the cas for against the house of Cartier were presented and Twenty-ninth street where he waited with the cas for a pleast necklace of the matter of a pearl necklace on firmer ground than ever on his reconstruction policy, and while he is forced to be idle at Cannes he has the nation strongly behind him. The best friends France had here well-where he waited with the cas for a pearl necklace on the meeting, however, as Dr. Walter Rameting, however, as Dr. against the house of Cartier were preposterous and would be shown to be such in due course.

The best friends France had here wellposterous and would be shown to be that French friendship was worth it.

The best friends France had here wellevents as well as concern over what resign Briand told the Chamber that events as well as concern over what they might portend in the waste of the concern over what resign Briand told the Chamber that they might portend in the wellsuch in due course.

Continued on Page Two.

FLORIDA—12:30 MIDNIGHT. P. Will take The Senate, as well as substantial support in the Right and Center wanted the question put finally to Continue the Continue C

Premier Tells Chamber He Conferred With Lloyd George Without Sacrifice.

CANNES PACT NULL,

COUNCIL DEAF TO PLEAS

Colleagues Supported President in Belief England's Terms Were Too High.

CRY 'MAKE GERMANY PAY'

'Did Not Want Bullet in Back.' Is Briand's Explan-

Special Cable to THE NEW YORK HERALD-Copyright, 1922, by THE NEW YORK HERALD-New York Herald Bureau. ) Paris. Jan. 12.

France is to-night without a Government, with the negotiations at Cannes nullified and with little prospect that even the proposed Eurocalled unless under conditions dia metrically opposite those agreed to by Aristide Briand and Louis Lou

Premier Briand resigned this afternoon. The resignation of his Cabinet followed. Soon afterward President Millerand called Raymond Poincare, one time President of the republic, into a conference. M. Poin care was asked to undertake to form a new Ministry. He took the reques under advisement, promising to give

an answer not later than to-morrow M. Poincare late to-night told President Millerand he would accept the Premiership if he could obtain the help of Louis Barthou in the Minis try of War, Adolphe Landry in the Ministry of Marine, Gaston Doumergue in the Ministry of Justice, M. Lasteyric in the Ministry of Fisation almost faded out of sight torance and Louis Loucheur in the day. Premier Briand's resignation, Ministry of the Liberated Regions. reserving the portfolio of Foreign Af-

MM. Barthou and Loucheur were members of the Briand Ministry. M. Landry was Minister of Marine in

and has suddenly halted not only the Anglo-French treaty negotiations, but the Millerand Cabinet It is expected that the Cabinet crisis will be solved by noon to-mor-

Premier Briand's resignation came hour, wherein he explained he had Premier Lloyd George continued the conferred with the British Prime

since his visit here last fall has swer sent to Tchitcherin's telegram of acceptance says that the Supreme Countries would probably be more difficient would probably be more difficient with in the reparations questions that the Soviets have acceptance says that the Soviets have acceptance says that the Soviets have acceptance with the conditions, but there is much uncertainty here over this. The French support in the Right and Center bloom in the Chamber of Denuties

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